



1624

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Andrew Baxter et al. Art Unit : 1624
Serial No. : 09/868,884 Examiner : T.N. Truong
Filed : February 7, 2001
Title : UREA-CARBOXAMIDE-HETEROARYL COMPOUNDS AS INHIBITORS OF
IKK-2

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMUNICATION

Applicants acknowledge with appreciation the courtesy extended by the Examiner in conducting a telephonic interview with Applicants' undersigned attorney (Catherine M. McCarty) on March 2, 2004. The substance of the interview related to amending the pending claims to comply with Applicants' election made in reply to the Restriction Requirement mailed April 24, 2003. Applicants authorized the Examiner to amend the claims via an Examiner's amendment to comply with Applicants' election. Upon review of the Examiner's amendment, Applicants believe that the amendment does not conform with Applicants' elected subject matter. Instead of paying the issue fee, Applicants intend to file in the near future a Request for Continued Examination with an amendment to the claims as well as an information disclosure statement.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 5, 2004

Date of Deposit

Linda M. White

Signature

Linda M. White

Typed or Printed Name of Person Signing Certificate

Applicant : Andrew Baxter et al.
Serial No. : 09/868,884
Filed : February 7, 2001
Page : 2 of 2

Attorney's Docket No.: 06275-233001 / Z70663-1P US

Please apply any charges or credits to deposit account 06-1050.

Respectfully submitted,

Date: April 5, 2004

Catherine M. McCarty Reg. No. 54,301
for: Janis K. Fraser, Ph.D., J.D.
Reg. No. 34,819

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

20837734.doc